

relative to Sense Resolution No. 9-1999 petitioning the United States Congress to establish Cold War Victory Day as a national holiday on November 9, 2000; which was referred to the Committee on Government Reform.

AMENDMENTS

Under clause 8 of rule XVIII, proposed amendments were submitted as follows:

OFFERED BY: MR. FORBES

AMENDMENT NO. 1: At the end of the bill, insert the following:

SEC. . INCREASE IN ENHANCED PENALTIES FOR POSSESSING, BRANDISHING, OR DISCHARGING A FIREARM IN A CRIME OF VIOLENT OR DRUG TRAFFICKING CRIME; NEW ENHANCED PENALTY IF BODILY INJURY RESULTS.

Section 924(c)(1) of title 18, United States Code, is amended—

(1) in subparagraph (A)—
(A) in clause (i), by striking “5” and inserting “10”;

(B) in clause (ii)—
(i) by striking “7” and inserting “20”; and
(ii) by striking “and”;

(C) in clause (iii)—
(i) by striking “10” and inserting “25”; and
(ii) by striking the period and inserting “; and”;

(D) by adding at the end the following:
“(iv) if bodily injury to another person results, be sentenced to a term of imprisonment of not less than 30 years or to imprisonment for life.”;

(2) in subparagraph (B)—
(A) in clause (i), by striking “10” and inserting “15”; and

(B) in clause (ii), by striking “30” and inserting “35”;

(3) in subparagraph (C)(i), by striking “25” and inserting “50”; and

(4) in subparagraph (D)—
(A) by striking “and” at the end of clause (i);

(B) by striking the period at the end of clause (ii); and

(C) by adding at the end the following:
“(iii) a person sentenced under this subsection shall not be released for any reason whatsoever during a term of imprisonment imposed under this subsection.”.

H.R. 1501

OFFERED BY: MR. FORBES

AMENDMENT NO. 2: At the end of the bill, insert the following:

SEC. . ENHANCED PENALTIES FOR POSSESSING, BRANDISHING, OR DISCHARGING A FIREARM, OR USING A FIREARM TO CAUSE BODILY INJURY IN A FELONY.

Section 924(c) of title 18, United States Code, is amended to read as follows:

“(c)(1)(A) Except to the extent that a greater minimum sentence is otherwise provided by this subsection or by any other provision of law, any person who, during and in relation to any felony (including a felony

that provides for an enhanced punishment if committed by the use of a deadly or dangerous weapon or device) for which the person may be prosecuted in a court of the United States, uses or carries a firearm, or who, in furtherance of any felony, possesses a firearm, shall, in addition to the punishment provided for the felony—

“(i) be sentenced to a term of imprisonment of not less than 10 years;

“(ii) if the firearm is brandished, be sentenced to a term of imprisonment of not less than 20 years;

“(iii) if the firearm is discharged, be sentenced to a term of imprisonment of not less than 25 years; and

“(iv) if bodily injury to another person results, be sentenced to a term of imprisonment of not less than 30 years or to imprisonment for life.

“(B) If the firearm possessed by a person convicted of a violation of this subsection—
“(i) is a short-barreled rifle, short-barreled shotgun, or semiautomatic assault weapon, the person shall be sentenced to a term of imprisonment of not less than 15 years; or

“(ii) is a machinegun or a destructive device, or is equipped with a firearm silencer or firearm muffler, the person shall be sentenced to a term of imprisonment of not less than 35 years.

“(C) In the case of a second or subsequent conviction under this subsection, the person shall—

“(i) be sentenced to a term of imprisonment of not less than 50 years; and

“(ii) if the firearm involved is a machinegun or a destructive device, or is equipped with a firearm silencer or firearm muffler, be sentenced to imprisonment for life.

“(D) Notwithstanding any other provision of law—

“(i) the court shall not impose a probationary sentence on any person convicted of a violation of this subsection, nor shall a term of imprisonment imposed under this subsection run concurrently with any other term of imprisonment imposed on the person, including any term of imprisonment imposed for the felony during or in relation to which the firearm was used, carried, or possessed; and

“(ii) a person sentenced under this subsection shall not be released for any reason whatsoever during a term of imprisonment imposed under this subsection.

“(2) For purposes of this subsection:

“(A) The term ‘felony’ means any crime punishable under Federal or State law by imprisonment for more than 1 year.

“(B) The term ‘brandish’ means, with respect to a firearm, to display all or part of the firearm, or otherwise make the presence of the firearm known to another person, in order to intimidate that person, regardless of whether the firearm is directly visible to that person.”.

H.R. 1501

OFFERED BY: MR. PORTER

AMENDMENT NO. 3: At the end of the bill, insert the following:

SEC. . ESTABLISHMENT OF MINIMUM 72-HOUR HANDGUN PURCHASE WAITING PERIOD.

Section 922(t) of title 18, United States Code, is amended—

(1) in paragraph (1)—

(A) in subparagraph (A)—

(i) by striking “before the completion of the transfer, the licensee” and inserting “after the most recent proposal of the transferee by the transferee, the licensee, as expeditiously as is feasible,”; and

(ii) by inserting “and the chief law enforcement officer of the place of residence of the transferee” after “Act”;

(B) in subparagraph (B)(ii)—

(i) by striking “3” and inserting “5”; and

(ii) by striking “and” at the end;

(C) in subparagraph (C), by striking the period at the end and inserting “; and”;

(D) by adding at the end the following:

“(D) if the firearm is a handgun—

“(i) not less than 72 hours have elapsed since the licensee contacted the system;

“(ii) the transferee has presented to the transferor a written statement, issued by the chief law enforcement officer of the place of residence of the transferee during the 10-day period ending on the date of the most recent proposal of such transfer by the transferee, stating that the transferee requires access to a handgun because of a threat to the life of the transferee or of a member of the household of the transferee; or

“(iii) the law of the State in which the proposed transfer will occur requires, before any licensed importer, licensed manufacturer, or licensed dealer completes the transfer of a handgun to an individual who is not licensed under section 923, that an authorized State or local official verify that the information available to the official does not indicate that possession of a handgun by the transferee would be in violation of the law, and the authorized State or local official has provided such verification is accordance with that law.”; and

(2) by adding at the end the following:

“(7) In this subsection, the term ‘chief law enforcement officer’ means the chief of police, the sheriff, or an equivalent officer of a law enforcement agency, or the designee of any such officer.

“(8) A chief law enforcement officer who is contacted under paragraph (1)(A) with respect to the proposed transfer of a firearm shall, not later than 20 business days after the date on which the contact occurs, destroy any statement or other record containing information derived from the contact, unless the chief law enforcement officer determines that the transfer would violate Federal, State, or local law.

“(9) The Secretary of the Treasury shall promulgate regulations regarding the manner in which information shall be transmitted by licensees to the national instant criminal background check system under paragraph (1)(A).”.